

COURT OF APPEALS OF KENTUCKY

02/06/2015 AT 10:00 A.M.

PAGE 1 of 7

91	FLICK (MICHAEL JOSEPH) VS. THE ESTATE OF CHRISTINA WITTICH BY AND THROUGH JUDITH WITTICH AND FREDERICK WITTICH IN THEIR DULY APPOINTED CAPACITIES AS CO-ADMINISTRATRIX AND CO- ADMINISTRATOR OPINION REVERSING AND REMANDING MAZE (PRESIDING JUDGE) KRAMER (CONCURS) AND J. LAMBERT (DISSENTS AND WILL NOT FILE A SEPARATE OPINION)	2009-CA-002378-MR TO BE PUBLISHED	FAYETTE
92	BRAY (VICKI), ET AL. VS. DICK (RONNIE), ET AL. OPINION AFFIRMING LAMBERT (PRESIDING JUDGE) ACREE (CONCURS) AND TAYLOR (DISSENTS)	2012-CA-001958-MR NOT TO BE PUBLISHED	PULASKI
93	MOTORISTS MUTUAL INSURANCE COMPANY VS. GYPSIE THACKER, ET AL. OPINION REVERSING AND REMANDING DIXON (PRESIDING JUDGE) CAPERTON (CONCURS) AND COMBS (CONCURS IN RESULT ONLY)	2013-CA-000147-MR NOT TO BE PUBLISHED	PIKE
94	MCAULIFFE (ROBERT L.) VS. SLEEPY HOLLOW, INC. OPINION AFFIRMING CLAYTON (PRESIDING JUDGE) DIXON (CONCURS) AND JONES (CONCURS)	2013-CA-000412-MR NOT TO BE PUBLISHED	OLDHAM
95	ELDER (JENIFER JEAN) VS. ELDER (KELLEY GENE) OPINION AFFIRMING VANMETER (PRESIDING JUDGE) CAPERTON (CONCURS) AND COMBS (CONCURS)	2013-CA-000655-MR NOT TO BE PUBLISHED	GRAVES

COURT OF APPEALS OF KENTUCKY

02/06/2015 AT 10:00 A.M.

PAGE 2 of 7

96	KENTUCKY SPIRIT HEALTH PLAN, INC. VS. COMMONWEALTH OF KENTUCKY, ET AL. OPINION AFFIRMING JONES (PRESIDING JUDGE) CAPERTON (CONCURS) AND KRAMER (CONCURS)	2013-CA-001050-MR 2013-CA-001201-MR NOT TO BE PUBLISHED	FRANKLIN
97	EDRINGTON (ROBERT) VS. EDRINGTON (J. J.), ET AL. OPINION AFFIRMING NICKELL (PRESIDING JUDGE) CLAYTON (CONCURS) AND THOMPSON (CONCURS)	2013-CA-001067-MR NOT TO BE PUBLISHED	GRAYSON
98	MCVICKER (CYNTHIA) VS. MCVICKER (WILLIAM) OPINION REVERSING IN PART, VACATING IN PART AND REMANDING J. LAMBERT (PRESIDING JUDGE) JONES (CONCURS) AND ACREE (CONCURS AND FILES SEPARATE OPINION)	2013-CA-001271-MR TO BE PUBLISHED	HARDIN
99	SOUTHEAST BULLITT FIRE PROTECTION DISTRICT VS. CITY OF SHEPHERDSVILLE OPINION AFFIRMING IN PART, REVERSING IN PART AND REMANDING VANMETER (PRESIDING JUDGE) ACREE (CONCURS) AND D. LAMBERT (CONCURS)	2013-CA-001285-MR NOT TO BE PUBLISHED	BULLITT
100	RANSOM (JACQUES) VS. B.F. SOUTH, INC. OPINION AFFIRMING VANMETER (PRESIDING JUDGE) ACREE (CONCURS) AND J. LAMBERT (CONCURS)	2013-CA-001340-MR NOT TO BE PUBLISHED	JEFFERSON
101	SCHOOLEY (LONNIE S.) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING STUMBO (PRESIDING JUDGE) MAZE (CONCURS) AND NICKELL (CONCURS)	2013-CA-001346-MR NOT TO BE PUBLISHED	FAYETTE

COURT OF APPEALS OF KENTUCKY

02/06/2015 AT 10:00 A.M.

PAGE 3 of 7

102	HARRELL (CAROL) VS. UNIFUND CCR PARTNERS OPINION VACATING AND REMANDING COMBS (PRESIDING JUDGE) CAPERTON (CONCURS) AND VANMETER (DISSENTS)	2013-CA-001514-MR TO BE PUBLISHED	NELSON
103	LASHER (CHRIS) LIVINGSTON COUNTY JUDGE EXECUTIVE, BY AND THROUGH THE LIVINGSTON COUNTY ATTORNEY VS. BURNA FIRE DISTRICT A/K/A BURNA COMMUNITY FIRE DEPARMENT OPINION REVERSING AND REMANDING TAYLOR (PRESIDING JUDGE) DIXON (CONCURS) AND MAZE (DISSENTS WITH SEPARATE OPINION)	2013-CA-001516-MR NOT TO BE PUBLISHED	LIVINGSTON
104	GATLIFF (AMANDA R.) VS. FIRESTONE INDUSTRIAL PRODUCTS COMPANY, LLC OPINION AFFIRMING VANMETER (PRESIDING JUDGE) DIXON (CONCURS) AND STUMBO (CONCURS)	2013-CA-001568-MR NOT TO BE PUBLISHED	WHITLEY
105	BLACK (JAMES) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING MAZE (PRESIDING JUDGE) ACREE (CONCURS) AND COMBS (CONCURS)	2013-CA-001582-MR NOT TO BE PUBLISHED	KENTON
106	S (J.) VS. BERLA (KATHERINE) E.d.D. OPINION AFFIRMING VANMETER (PRESIDING JUDGE) ACREE (CONCURS) AND J. LAMBERT (CONCURS)	2013-CA-001792-MR TO BE PUBLISHED	OLDHAM
107	WELLS (DORTHORY A.), ET AL. VS. NEVILLE (JON), ET AL. OPINION AFFIRMING JONES (PRESIDING JUDGE) CLAYTON (CONCURS) AND DIXON (CONCURS IN RESULT ONLY)	2013-CA-001981-MR NOT TO BE PUBLISHED	FRANKLIN

COURT OF APPEALS OF KENTUCKY

02/06/2015 AT 10:00 A.M.

PAGE 4 of 7

108	NOBLE, JR. (KELLY) VS. NOBLE (ALMA) OPINION AFFIRMING IN PART, REVERSING IN PART, AND REMANDING TAYLOR (PRESIDING JUDGE) CLAYTON (CONCURS) AND MAZE (CONCURS)	2013-CA-002027-MR NOT TO BE PUBLISHED	BREATHITT
109	SIMMONS (DEONTE LAMONT) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING JONES (PRESIDING JUDGE) DIXON (CONCURS) AND THOMPSON (CONCURS)	2013-CA-002125-MR NOT TO BE PUBLISHED	MADISON
110	CHAPMAN (CLYDE), ET AL. VS. MURRAY (MICHELLE), D.P.M., ET AL. OPINION VACATING AND REMANDING COMBS (PRESIDING JUDGE) NICKELL (CONCURS) AND TAYLOR (CONCURS)	2014-CA-000109-MR NOT TO BE PUBLISHED	LAWRENCE
111	CUTWRIGHT (ROY M.) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING COMBS (PRESIDING JUDGE) JONES (CONCURS) AND MAZE (CONCURS)	2014-CA-000146-MR NOT TO BE PUBLISHED	WARREN
112	H. (S. R.) VS. CABINET FOR HEALTH AND FAMILY SERVICES, COMMONWEALTH OF KENTUCKY, ET AL. OPINION AFFIRMING CLAYTON (PRESIDING JUDGE) CAPERTON (CONCURS) AND JONES (CONCURS)	2014-CA-000304-ME 2014-CA-000305-ME NOT TO BE PUBLISHED	KENTON
113	MELSON (DANIEL) VS. WHITE (RANDY) OPINION AFFIRMING COMBS (PRESIDING JUDGE) J. LAMBERT (CONCURS) AND MAZE (CONCURS)	2014-CA-000338-MR NOT TO BE PUBLISHED	LYON

COURT OF APPEALS OF KENTUCKY

02/06/2015 AT 10:00 A.M.

PAGE 5 of 7

114	REECE (KEVIN) VS. INTEGRAL STRUCTURES, INC., ET AL. OPINION AFFIRMING NICKELL (PRESIDING JUDGE) KRAMER (CONCURS) AND J. LAMBERT (CONCURS)	2014-CA-000380-WC NOT TO BE PUBLISHED	WORKERS' COMP
115	HAMPTON (GLENN) VS. FLAV-O-RICH DAIRIES, ET AL. OPINION AND ORDER DISMISSING VANMETER (PRESIDING JUDGE) CAPERTON (CONCURS) AND COMBS (CONCURS)	2014-CA-000409-WC NOT TO BE PUBLISHED	WORKERS' COMP
116	DIVERSICARE HEALTHCARE SERVICES, INC., F/K/A ADVOCATINC., ET AL. VS. HIGGINS (HELEN), INDIVIDUALLY, AND AS ADMINISTRATRIX OF THE ESTATE OF GENE HIGGINS, JR. OPINION AFFIRMING COMBS (PRESIDING JUDGE) J. LAMBERT (CONCURS) AND MAZE (CONCURS)	2014-CA-000601-MR NOT TO BE PUBLISHED	ELLIOTT
117	SITAR (PHILLIP) VS. SISCO (ASHLEY) OPINION REVERSING J. LAMBERT (PRESIDING JUDGE) CLAYTON (CONCURS) AND THOMPSON (CONCURS)	2014-CA-000638-ME NOT TO BE PUBLISHED	CRITTENDEN
118	T. (S.), MOTHER VS. CABINET FOR HEALTH AND FAMILY SERVICES, COMMONWEALTH OF KENTUCKY, ET AL. OPINION AFFIRMING THOMPSON (PRESIDING JUDGE) ACREE (CONCURS) AND KRAMER (CONCURS)	2014-CA-000652-ME 2014-CA-000653-ME NOT TO BE PUBLISHED	CAMPBELL

COURT OF APPEALS OF KENTUCKY

02/06/2015 AT 10:00 A.M.

PAGE 7 of 7

ORDERS FOR THE WEEK ENDING 02/06/2015:

ORDER DENYING PETITION FOR REHEARING:

MOTORISTS MUTUAL INSURANCE 2013-CA-000147-MR PIKE
COMPANY
VS.
GYPSIE THACKER, ET AL.
ENTERED: 02/06/2015

ORDER GRANTING PETITION FOR REHEARING:

MOTORISTS MUTUAL INSURANCE 2013-CA-000147-MR PIKE
COMPANY
VS.
GYPSIE THACKER, ET AL.
ENTERED: 02/06/2015